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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

United States of America,	)	
	)	
Plaintiff,	)	
	)	
v.	)	No. 03 CR 1059-1
	)	
Leroy Outlaw,	)	
	)	
Defendant.	)	

MEMORANDUM ORDER

Leroy Outlaw ("Outlaw") is one of the many previously sentenced defendants around the country who, having heard through the ever-active prison grapevine about the Supreme Court's rulings in United States v. Booker, 125 S.Ct. 738 (2005), mistakenly believe that the first half of the Booker rulings -- the portion set out in Justice Stevens' majority opinion -- reaches backward to apply to such defendants' earlier-imposed sentences. That position has been expressly rejected by our Court of Appeals in McReynolds v. United States, Nos. 04-2520, 04-2632 and 04-2844, 2005 W.L. 237642, at \*1-\*2 (7<sup>th</sup> Cir. Feb.2). Accordingly Outlaw's pro se filing -- "Defendant's Motion for Release Due to Unconstitutional Enhancement" -- is denied out of hand.



Milton I. Shadur  
Senior United States District Judge